

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF VIRGINIA  
NEWPORT NEWS DIVISION

In re: §  
MARTIN JR., JAMES H. § Case No. 13-51244-FJS  
§  
§  
Debtors(s) §

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AMENDED TRUSTEE'S FINAL REPORT (TFR)

The undersigned trustee hereby makes this Final Report and states as follows:

1. A petition under chapter 7 of the United States Bankruptcy Code was filed on 08/01/2013. The undersigned trustee was appointed on 08/02/2013.
2. The trustee faithfully and properly fulfilled the duties enumerated in 11 U.S.C. §704.
3. All scheduled and known assets of the estate have been reduced to cash, released to the debtor as exempt property pursuant to 11 U.S.C. §522, or have been or will be abandoned pursuant to 11 U.S.C. §554. An individual estate property record and report showing the disposition of all property of the estate is attached as **Exhibit A**.

4. The trustee realized gross receipts of	\$	438,239.07
Funds were disbursed in the following amounts:		
Payments made under an interim disbursement		180,000.00
Administrative Expenses		148,729.77
Bank Service Fees		6,178.01
Other Payments to Creditors		0.00
Non-Estate funds paid to 3 <sup>rd</sup> Parties		0.00
Exemptions paid to the Debtor		0.00
Other Payments to Debtor		0.00
Leaving a balance on hand of <sup>1</sup>	\$	103,331.29

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<sup>1</sup> The balance of funds on hand in the estate may continue to earn interest until disbursed. The interest earned prior to disbursement will be distributed pro rata to creditors within each priority category. The trustee may receive additional compensation not to exceed the maximum compensation set forth under 11 U.S.C. §326(a) on account of the disbursement of the additional interest.

The remaining funds are available for distribution.

5. Attached as **Exhibit B** is a cash receipts and disbursements record for each estate bank account.

6. The deadline for filing non-governmental claims in this case was 12/12/2013 and the deadline for filing governmental claims was 01/30/2014. All claims of each class which will receive a distribution have been examined and any objections to the allowance of claims have been resolved. If applicable, a claims analysis, explaining why payment on any claim is not being made, is attached as **Exhibit C**.

7. The Trustee's proposed distribution is attached as **Exhibit D**.

8. Pursuant to 11 U.S.C. §326(a), the maximum compensation allowable to the trustee is \$25,161.95. To the extent that additional interest is earned before case closing, the maximum compensation may increase.

The trustee has received \$0.00 as interim compensation and now requests a sum of \$25,161.95, for a total compensation of \$25,161.95. In addition, the trustee received reimbursement for reasonable and necessary expenses in the amount of \$0.00, and now requests reimbursement for expenses of \$193.86 for total expenses of \$193.86

Pursuant to Fed. R. Bank. P. 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Date : 06/12/2018

By : /s/ David Ruby  
Trustee

**STATEMENT:** This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. §1320.4 (a)(2) applies.

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<sup>2</sup> If the estate is administratively insolvent, the dollar amounts reflected in this paragraph may be higher than the amounts listed in the Trustee's Proposed Distribution (Exhibit D).

**FORM 1**  
**INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT**  
**ASSET CASES**

Case No: 13-51244

Judge: Frank J. Santoro

Trustee Name: David R. Ruby

Case Name: MARTIN JR., JAMES H.

Date Filed (f) or Converted (c): 08/01/2013 (f)

341(a) Meeting Date: 09/09/2013

Claims Bar Date: 12/12/2013

For Period Ending: 06/12/2018

1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/Unscheduled Values	Est Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Formally Abandoned OA=554(a)	Sale/Funds Received by the Estate	Asset Fully Administered (FA) / Gross Value of Remaining Assets
1. 01951 Ruffin Mill Road E/L of Interstate 95; Parce	17,500.00	0.00		0.00	FA
2. 05619 Omo Road Amphill Gardens L 81 Sec 1 Unimpro	2,600.00	0.00		0.00	FA
3. Cash on hand	150.00	0.00		0.00	FA
4. Normal household goods and furnishings	2,500.00	0.00		0.00	FA
5. Antique Grandfather Clock	1,200.00	0.00		0.00	FA
6. Lionel Train Set/Collectibles	3,000.00	0.00		0.00	FA
7. Paintings/Prints	1,200.00	0.00		0.00	FA
8. Men's clothing, shoes, and accessories	800.00	0.00		0.00	FA
9. Signet Ring (Debtor's initials)	50.00	0.00		0.00	FA
10. Rolex Watch	1,000.00	0.00		0.00	FA
11. Fishing rods/tackle	10.00	0.00		0.00	FA
12. Double Barrell Shotgun/rifle on bottom	1,500.00	0.00		0.00	FA
13. Shotgun	500.00	0.00		0.00	FA
14. Ammunition	100.00	0.00		0.00	FA
15. 401K - Liberty Mutual	1,600.00	0.00		0.00	FA
16. J.H.M, LLC 100% membership interest Company has co	0.00	0.00		0.00	FA
17. Martin Construction Group, LLC 12-31-12 closed 25%	1.00	0.00		0.00	FA
18. Fraudulent Transfer to brother, Robert Martin (u)	0.00	125,000.00		125,000.00	FA
19. Fraudulent Transfer to live-in girlfriend (u)	0.00	305,000.00		305,000.00	FA
20. Amended Tax Returns (u)	0.00	8,000.00		8,239.07	FA

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<b>TOTALS (Excluding Unknown Values)</b>	33,711.00	438,000.00		438,239.07	0.00

Major activities affecting case closing which are not reflected above, and matters pending, date of hearing or sale, and other action:

A complicated case that is requiring significant due diligence and investigative efforts on the part of Trustee and Trustee's court-approved counsel due to debtor's many transactions and transfers between and among himself and individual insiders and related entities, including at least two several significant fraudulent transfers -- one involving the debtor's brother and one involving the debtor's live-in girlfriend. Debtor was involved in at least 16 related entities. Two large corporate creditors and debtor's ex-spouse are actively involved in the case. Trustee will be conducting Rule 2004 examinations of debtor, debtor's live-in girlfriend and perhaps debtor's brother. One or more avoidance actions to follow. Trustee may have some personal property to sell. Trustee also may need to file several claim objections.

2015 Trustee has filed two fraudulent transfer actions -- one against debtor's brother and one against debtor's live-in girlfriend. Parties have agreed to mediate. Trustee also may need to file a motion for sanctions or commence some other proceeding against Carter Machinery for filing an action in state court that asserts claims belonging to estate.

December 2015 - February 2016 Through mediation, Trustee and Robert Martin settled fraudulent transfer action for \$125,000. Funds paid and deposited. Settlement approved by Court.

January - July 2016 Settled POC filed by Janet Martin. Priority claim in the amount of \$1.6 million+ recharacterized, reduced, recognized and allowed as a general unsecured POC in the amount of \$100,000. Settlement approved by Court.

Communications with counsel for First Community Bank resulted in amended POCs being filed to account for payments received on account of claims.

Ongoing communications with Luckstone counsel regarding need for Luckstone to file amended POC based upon payments received on account of claim.

January - October 2016 Ongoing mediation efforts among Trustee, Audrey Dale Smith and Carter Machinery. Settlement reached, including (i) payment of \$25,000 to Trustee, (ii) payment to be made to Trustee in February, 2017 in the amount of \$275,000 from sale of rental property and (iii) resolution of Carter Machinery POC and other matters. The Trustee has prepared drafts of settlement paperwork, which are being reviewed and negotiated.

December 2016 - January 2017 Revised settlement papers circulated. Negotiations ongoing.

February 2017 Settlement papers finalized. Motion to approve filed with Court. Deed of Trust filed to secure settlement obligations.

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March 2017 Settlement Order entered. Closing to take place prior to June 1. CPA employed. Tax returns prepared and filed. Taxes paid on Robert Martin settlement.

April 2017 Sale of Chesdin landing property closed. Trustee has received and deposited \$225,000 owed on settlement. Settlement now fully consummated. All assets now fully administered and all funds to be received in the case have been received and deposited.

June - August 2017 Matters with Luckstone resolved through its filing of amended POC. All claims matters now resolved. Discussions with CPA regarding mechanism for obtaining refunds though operating loss carryforwards if professional fees paid within a certain time frame. Attorney and CPA fee applications filed, hearings conducted, applications approved and fee awards paid. Interim distribution proposed, approved and paid.

September - October 2017 Final tax returns filed. 60 day letter received. Amended tax returns filed to obtain tax refunds from 2016.

TFR to be submitted as soon as tax refunds received from amended returns.

December 2017 Still waiting on tax refunds.

February 2018 State tax refund received and deposited. Waiting for federal tax refund.

March 19, 2018 Received notice from IRS that tax refund should be received in the next 2 - 3 weeks.

March 23, 2018 IRS refund received and deposited. March bank statement received.

April 17, 2018 TFR submitted to UST for review.

Initial Projected Date of Final Report(TFR) :08/01/2015

Current Projected Date of Final Report(TFR) : 04/30/2018

Trustee's Signature

/s/David R. Ruby

Date: 06/12/2018

David R. Ruby  
100 Shockoe Slip  
Richmond, VA 23219  
Phone : (804) 698-6220

Case No: 13-51244

Case Name: MARTIN JR., JAMES H.

Taxpayer ID No: \*\*-\*\*4066

For Period Ending: 6/12/2018

Trustee Name: David R. Ruby

Bank Name: EagleBank

Account Number/CD#: \*\*\*\*\*0192 Checking Account

Blanket bond (per case limit): 3,000,000.00

Separate bond (if applicable): 0.00

1	2	3	4	5	6	7	
Transaction Date	Check or [Refer#]	Paid To / Received From	Description of Transaction	Uniform Trans. Code	Deposits(\$)	Disbursements(\$)	Account/ CD Balance(\$)
01/05/2016	[18]	Robert Tyler Martin PO Box 1066 Mathews , VA 23109-1066	Settlement from Adv. Proceeding	1241-000	125,000.00		125,000.00
02/09/2016		EagleBank	BANK SERVICE FEE	2600-000		133.00	124,867.00
02/19/2016	1000	Heritage Title Company of Virginia, Inc.	File # M16-4831 Title check for 13225 Chesdin Landing Drive/Chesterfield	2420-000		65.00	124,802.00
03/07/2016		EagleBank	BANK SERVICE FEE	2600-000		124.00	124,678.00
03/31/2016	1001	Insurance Partners Agency, INC. 26865 Center Ridge Road Westlake , OH 44145	Chapter 7 Blanket Bond Policy #3792899	2300-000		71.62	124,606.38
04/11/2016		EagleBank	BANK SERVICE FEE	2600-000		132.00	124,474.38
05/04/2016	[19]	Audrey Dale Smith	Settlement Agreement with Audrey Sm	1241-000	25,000.00		149,474.38
05/09/2016		EagleBank	BANK SERVICE FEE	2600-000		128.00	149,346.38
06/01/2016		EagleBank	Bank Service Fee	2600-000		156.00	149,190.38

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150,000.00

809.62

Case No: 13-51244

Case Name: MARTIN JR., JAMES H.

Taxpayer ID No: \*\*-\*\*4066

For Period Ending: 6/12/2018

Trustee Name: David R. Ruby

Bank Name: EagleBank

Account Number/CD#: \*\*\*\*\*0192 Checking Account

Blanket bond (per case limit): 3,000,000.00

Separate bond (if applicable): 0.00

1	2	3	4	5	6	7	
Transaction Date	Check or [Refer#]	Paid To / Received From	Description of Transaction	Uniform Trans. Code	Deposits(\$)	Disbursements(\$)	Account/ CD Balance(\$)
06/09/2016		EagleBank	BANK SERVICE CHARGE	2600-000		66.00	149,124.38
06/13/2016		Texas Capital Bank	Transfer of funds	9999-000		149,124.38	0.00

Page Subtotals 0.00 149,190.38

COLUMN TOTALS	150,000.00	150,000.00
Less: Bank Transfer/CD's	0.00	149,124.38
<b>SUBTOTALS</b>	<b>150,000.00</b>	<b>875.62</b>
Less: Payments to Debtors		0.00
<b>Net</b>	<b>150,000.00</b>	<b>875.62</b>

Case No: 13-51244

Case Name: MARTIN JR., JAMES H.

Taxpayer ID No: \*\*-\*\*4066

For Period Ending: 6/12/2018

Trustee Name: David R. Ruby

Bank Name: Texas Capital Bank

Account Number/CD#: \*\*\*\*\*3562 Checking Account

Blanket bond (per case limit): 3,000,000.00

Separate bond (if applicable): 0.00

1	2	3	4	5	6	7	
Transaction Date	Check or [Refer#]	Paid To / Received From	Description of Transaction	Uniform Trans. Code	Deposits(\$)	Disbursements(\$)	Account/ CD Balance(\$)
06/13/2016		EagleBank	Transfer of funds	9999-000	149,124.38		149,124.38
07/05/2016		Texas Capital Bank Treasury Management Operations 2350 Lakeside Blvd Richardson, TX 75082	Bank Service Fee	2600-000		125.02	148,999.36
08/03/2016		Texas Capital Bank Treasury Management Operations 2350 Lakeside Blvd Richardson, TX 75082	Bank Service Fee	2600-000		208.21	148,791.15
09/06/2016		Texas Capital Bank Treasury Management Operations 2350 Lakeside Blvd Richardson, TX 75082	Bank Service Fee	2600-000		207.92	148,583.23
10/03/2016		Texas Capital Bank Treasury Management Operations 2350 Lakeside Blvd Richardson, TX 75082	Bank Service Fee	2600-000		207.66	148,375.57
11/03/2016		Texas Capital Bank Treasury Management Operations 2350 Lakeside Blvd Richardson, TX 75082	Bank Service Fee	2600-000		207.34	148,168.23

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149,124.38

956.15

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Bank Name: Texas Capital Bank

Account Number/CD#: \*\*\*\*\*3562 Checking Account

Blanket bond (per case limit): 3,000,000.00

Separate bond (if applicable): 0.00

1	2	3	4	5	6	7	
Transaction Date	Check or [Refer#]	Paid To / Received From	Description of Transaction	Uniform Trans. Code	Deposits(\$)	Disbursements(\$)	Account/ CD Balance(\$)
12/05/2016		Texas Capital Bank Treasury Management Operations 2350 Lakeside Blvd Richardson, TX 75082	Bank Service Fee	2600-000		207.05	147,961.18
01/03/2017		Texas Capital Bank Treasury Management Operations 2350 Lakeside Blvd Richardson, TX 75082	Bank Service Fee	2600-000		206.78	147,754.40
02/03/2017		Texas Capital Bank Treasury Management Operations 2350 Lakeside Blvd Richardson, TX 75082	Bank Service Fee	2600-000		206.47	147,547.93
02/23/2017	[19]	AUDREY DALE SMITH P. O. Box 636 Cobbs Creek, VA 23035	Settlement from Adv. Proceeding	1241-000	5,000.00		152,547.93
02/23/2017	[19]	AUDREY DALE SMITH P. O. Box 636 Cobbs Creek, VA 23035	Settlement from Adv. Proceeding	1241-000	50,000.00		202,547.93
*03/01/2017	52001	Clerk, Chesterfield County Circuit Court 9500 Courthouse Road Chesterfield , VA 23832	Recording Fees for Deed of Trust	2990-000		972.00	201,575.93
03/01/2017	52002	Clerk, Chesterfield County Circuit Court 9500 Courthouse Road Chesterfield , VA 23832	Recording Fees for Deed of Trust	2990-000		792.00	200,783.93

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Case No: 13-51244

Case Name: MARTIN JR., JAMES H.

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Bank Name: Texas Capital Bank

Account Number/CD#: \*\*\*\*\*3562 Checking Account

Blanket bond (per case limit): 3,000,000.00

Separate bond (if applicable): 0.00

1	2	3	4	5	6	7	
Transaction Date	Check or [Refer#]	Paid To / Received From	Description of Transaction	Uniform Trans. Code	Deposits(\$)	Disbursements(\$)	Account/ CD Balance(\$)
*03/01/2017		Clerk, Chesterfield County Circuit Court 9500 Courthouse Road Chesterfield , VA 23832	Recording Fees for Deed of Trust	2990-000		(972.00)	201,755.93
03/02/2017	52003	Heritage Title Co. of Virginia, Inc. 3002 Hungary Road Suite 100 Richmond, VA 23228	Fee to Record Deed of Trust and Update Title to Chesdin Landing Property	2990-000		60.00	201,695.93
03/03/2017		Texas Capital Bank Treasury Management Operations 2350 Lakeside Blvd Richardson, TX 75082	Bank Service Fee	2600-000		207.68	201,488.25
03/29/2017	52004	United States Treasury	E.I.N. 81-6204066, Form 1041 for the year ended 12/31/16.	2820-000		4,190.00	197,298.25
03/29/2017	52005	Virginia Department of Taxation	E.I.N. 81-6204066, Form 770 Balance Due for the year ended 12/31/16.	2820-000		3,883.00	193,415.25
04/03/2017		Texas Capital Bank Treasury Management Operations 2350 Lakeside Blvd Richardson, TX 75082	Bank Service Fee	2600-000		234.46	193,180.79
04/10/2017	52006	Westfield Insurance Company 26865 Center Ridge Road Westlake, OH 44145	Bond Premium, Invoice #391168	2300-000		107.71	193,073.08

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7,710.85

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Bank Name: Texas Capital Bank

Account Number/CD#: \*\*\*\*\*3562 Checking Account

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Separate bond (if applicable): 0.00

1	2	3	4	5	6	7	
Transaction Date	Check or [Refer#]	Paid To / Received From	Description of Transaction	Uniform Trans. Code	Deposits(\$)	Disbursements(\$)	Account/ CD Balance(\$)
04/19/2017	[19]	Hairfield Morton, PLC 2800 Buford Rd Ste 201 North Chesterfield, VA 23235	Settlement from Adversary Proceeding	1241-000	225,000.00		418,073.08
05/03/2017		Texas Capital Bank Treasury Management Operations 2350 Lakeside Blvd Richardson, TX 75082	Bank Service Fee	2600-000		397.15	417,675.93
06/05/2017		Texas Capital Bank Treasury Management Operations 2350 Lakeside Blvd Richardson, TX 75082	Bank Service Fee	2600-000		583.64	417,092.29
07/03/2017		Texas Capital Bank Treasury Management Operations 2350 Lakeside Blvd Richardson, TX 75082	Bank Service Fee	2600-000		582.90	416,509.39
08/03/2017		Texas Capital Bank Treasury Management Operations 2350 Lakeside Blvd Richardson, TX 75082	Bank Service Fee	2600-000		582.02	415,927.37
08/08/2017	52007	Atlas Acquisitions LLC Attn: Avi Schild 294 Union St Hackensack, NJ 07601	Disb of 17.26% to Claim #00001	7100-000		1,997.20	413,930.17

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Separate bond (if applicable): 0.00

1	2	3	4	5	6	7	
Transaction Date	Check or [Refer#]	Paid To / Received From	Description of Transaction	Uniform Trans. Code	Deposits(\$)	Disbursements(\$)	Account/ CD Balance(\$)
08/08/2017	52008	Keiter, Stephens, Hurst ..PC PO Box 32066 Henrico, VA 23294	Disb of 17.26% to Claim #00002	7100-000		1,126.68	412,803.49
08/08/2017	52009	Capital One Bank (USA), N.A. PO Box 71083 Charlotte, NC 28272	Disb of 17.26% to Claim #00003	7100-000		114.36	412,689.13
08/08/2017	52010	Luck Stone Corporation c/o Fullerton & Knowles, PC Attn: Paul Schrader 12642 Chapel Rd Clifton, VA 20124	Disb of 17.26% to Claim #00004	7100-000		18,122.21	394,566.92
08/08/2017	52011	John Deere Construction & Forestry Company PO Box 6600 Johnston, IA 50131	Disb of 17.26% to Claim #00005	7100-000		11,278.06	383,288.86
08/08/2017	52012	Carter Machinery Company, Inc. c/o Donald C. Schultz, Esq. Crenshaw, Ware & Martin, PLC 150 W Main St Ste 1500 Norfolk, VA 23510	Disb of 17.26% to Claim #00006	7100-000		94,452.29	288,836.57
08/08/2017	52013	First Community Bank c/o Kimberly A. Taylor Kepley Broscious & Biggs, PLC 2211 Pump Rd Richmond, VA 23233	Disb of 17.26% to Claim #00009	7100-000		17,464.56	271,372.01

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142,558.16

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Transaction Date	Check or [Refer#]	Paid To / Received From	Description of Transaction	Uniform Trans. Code	Deposits(\$)	Disbursements(\$)	Account/ CD Balance(\$)
08/08/2017	52014	First Community Bank c/o Kimberly A. Taylor Kepley Broscious & Biggs, PLC 2211 Pump Rd Richmond, VA 23233	Disb of 17.26% to Claim #00010	7100-000		13,995.46	257,376.55
08/08/2017	52015	First Community Bank c/o Kimberly A. Taylor Kepley Broscious & Biggs, PLC 2211 Pump Rd Richmond, VA 23233	Disb of 17.26% to Claim #00011	7100-000		4,189.94	253,186.61
08/08/2017	52016	Janet B. Martin c/o John B. Russell, Jr. 2621 Promenade Pkwy Ste 102 Midlothian, VA 23113	Disb of 17.26% to Claim #00013	7100-000		17,259.24	235,927.37
*08/08/2017	52017	DAVID R. RUBY 100 SHOCKE SLIP, 3RD FLOOR Richmond, VA 23219	Atty for Trustee Fee per Order dated 8/8/17 Doc. 158.	3110-003		134,295.00	101,632.37
*08/08/2017	52018	DAVID R. RUBY 100 SHOCKE SLIP, 3RD FLOOR Richmond, VA 23219	Atty for Trustee Expenses per Order dated 8/8/17 Doc. 158	3120-003		590.25	101,042.12
08/08/2017	52019	Barry Strickland & Company Certified Public Accountants 9410 Atlee Commerce Blvd Ashland, VA 23005	Accountant for Trustee Fee per Order dated 8/8/17, Doc. 159.	3410-000		4,708.90	96,333.22

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0.00

175,038.79

Case No: 13-51244

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Taxpayer ID No: \*\*-\*\*4066

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Account Number/CD#: \*\*\*\*\*3562 Checking Account

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Transaction Date	Check or [Refer#]	Paid To / Received From	Description of Transaction	Uniform Trans. Code	Deposits(\$)	Disbursements(\$)	Account/ CD Balance(\$)
08/08/2017	52020	Barry Strickland & Company Certified Public Accountants 9410 Atlee Commerce Blvd Ashland, VA 23005	Accountant for Trustee Expenses per Order dated 8/8/17, Doc. 159.	3420-000		57.97	96,275.25
08/08/2017	52021	ThompsonMcMullan, P.C. 100 Shockoe Slip, 3rd Floor Richmond, VA 23219	Attorney for Trustee Fee per Order dated 8/8/17, Doc. 158.	3110-000		134,295.00	(38,019.75)
08/08/2017	52022	ThompsonMcMullan, P.C. 100 Shockoe Slip, 3rd Floor Richmond, VA 23219	Attorney for Trustee Expenses per Order dated 8/8/17, Doc. 158.	3120-000		590.25	(38,610.00)
*08/08/2017		DAVID R. RUBY 100 SHOCKOE SLIP, 3RD FLOOR Richmond, VA 23219	Atty for Trustee Fee per Order dated 8/8/17 Doc. 158.	3110-003		(134,295.00)	95,685.00
*08/08/2017		DAVID R. RUBY 100 SHOCKOE SLIP, 3RD FLOOR Richmond, VA 23219	Atty for Trustee Expenses per Order dated 8/8/17 Doc. 158	3120-003		(590.25)	96,275.25
08/28/2017		Commonwealth of Virginia	Overpayment of taxes paid	2820-000		(120.46)	96,395.71
09/05/2017		Texas Capital Bank Treasury Management Operations 2350 Lakeside Blvd Richardson, TX 75082	Bank Service Fee	2600-000		319.13	96,076.58

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0.00

256.64

Case No: 13-51244

Case Name: MARTIN JR., JAMES H.

Taxpayer ID No: \*\*-\*\*4066

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Trustee Name: David R. Ruby

Bank Name: Texas Capital Bank

Account Number/CD#: \*\*\*\*\*3562 Checking Account

Blanket bond (per case limit): 3,000,000.00

Separate bond (if applicable): 0.00

1	2	3	4	5	6	7	
Transaction Date	Check or [Refer#]	Paid To / Received From	Description of Transaction	Uniform Trans. Code	Deposits(\$)	Disbursements(\$)	Account/ CD Balance(\$)
10/04/2017		Texas Capital Bank Treasury Management Operations 2350 Lakeside Blvd Richardson, TX 75082	Bank Service Fee	2600-000		142.34	95,934.24
11/03/2017		Texas Capital Bank Treasury Management Operations 2350 Lakeside Blvd Richardson, TX 75082	Bank Service Fee	2600-000		134.06	95,800.18
12/04/2017		Texas Capital Bank Treasury Management Operations 2350 Lakeside Blvd Richardson, TX 75082	Bank Service Fee	2600-000		133.87	95,666.31
01/03/2018		Texas Capital Bank Treasury Management Operations 2350 Lakeside Blvd Richardson, TX 75082	Bank Service Fee	2600-000		133.69	95,532.62
02/05/2018		Texas Capital Bank Treasury Management Operations 2350 Lakeside Blvd Richardson, TX 75082	Bank Service Fee	2600-000		133.50	95,399.12
02/06/2018	[20]	Commonwealth of Virginia	Refund from Amended Tax Returns	1224-000	3,895.25		99,294.37

Page Subtotals

3,895.25

677.46

Case No: 13-51244

Case Name: MARTIN JR., JAMES H.

Taxpayer ID No: \*\*-\*\*4066

For Period Ending: 6/12/2018

Trustee Name: David R. Ruby

Bank Name: Texas Capital Bank

Account Number/CD#: \*\*\*\*\*3562 Checking Account

Blanket bond (per case limit): 3,000,000.00

Separate bond (if applicable): 0.00

1	2	3	4	5	6	7	
Transaction Date	Check or [Refer#]	Paid To / Received From	Description of Transaction	Uniform Trans. Code	Deposits(\$)	Disbursements(\$)	Account/ CD Balance(\$)
03/05/2018		Texas Capital Bank Treasury Management Operations 2350 Lakeside Blvd Richardson, TX 75082	Bank Service Fee	2600-000		137.79	99,156.58
03/23/2018	[20]	United States Treasury	Amended Tax Refunds	1224-000	4,343.82		103,500.40
03/27/2018	52023	Westfield Insurance Company 26865 Center Ridge Road Westlake, OH 44145	Bond Premium	2300-000		28.78	103,471.62
04/03/2018		Texas Capital Bank Treasury Management Operations 2350 Lakeside Blvd Richardson, TX 75082	Bank Service Fee	2600-000		140.33	103,331.29

Page Subtotals 4,343.82 306.90

COLUMN TOTALS	437,363.45	334,032.16
Less: Bank Transfer/CD's	149,124.38	0.00
SUBTOTALS	288,239.07	334,032.16
Less: Payments to Debtors		0.00
Net	288,239.07	334,032.16

Case No: 13-51244

Case Name: MARTIN JR., JAMES H.

Taxpayer ID No: \*\*-\*\*4066

For Period Ending: 6/12/2018

Trustee Name: David R. Ruby

Bank Name: Texas Capital Bank

Account Number/CD#: \*\*\*\*\*3562 Checking Account

Blanket bond (per case limit): 3,000,000.00

Separate bond (if applicable): 0.00

1	2	3	4	5	6	7	
Transaction Date	Check or [Refer#]	Paid To / Received From	Description of Transaction	Uniform Trans. Code	Deposits(\$)	Disbursements(\$)	Account/ CD Balance(\$)
All Accounts Gross Receipts:		438,239.07	TOTAL-ALL ACCOUNTS		NET DEPOSITS	NET DISBURSEMENTS	ACCOUNT BALANCE
All Accounts Gross Disbursements:		334,907.78	*****0192 Checking Account		150,000.00	875.62	
All Accounts Net:		103,331.29	*****3562 Checking Account		288,239.07	334,032.16	
			Net Totals		438,239.07	334,907.78	103,331.29

Case: 13-51244  
MARTIN JR., JAMES H.

David R. Ruby  
CLAIMS REGISTER  
EXHIBIT C Page 1

Claims Bar Date: 12/12/13 Government Bar Date: 01/30/14

Claim No.	Creditors	UTC	Scheduled	Claimed	Allowed	Paid	Balance
	DAVID R. RUBY, TRUSTEE 100 SHOCKOE SLIP, 3RD FLOOR RICHMOND, VA 23219	2100	0.00	25,161.95	25,161.95	0.00	25,161.95
	DAVID R. RUBY, TRUSTEE 100 SHOCKOE SLIP, 3RD FLOOR RICHMOND, VA 23219	2200	0.00	0.00	193.86	0.00	193.86
	US Bankruptcy Court	2700	700.00	700.00	700.00	0.00	700.00
Payment of deferred filing fees - Doc #119 and #121.							
	Clerk, Chesterfield County 9500 Courthouse Road Chesterfield , VA 23832	2990	0.00	792.00	792.00	792.00	0.00
Recording Fees for Deed of Trust							
	Heritage Title Co. of Virginia, 3002 Hungary Road Suite 100 Richmond, VA 23228	2990	0.00	60.00	60.00	60.00	0.00
	ThompsonMcMullan 100 Shockoe Slip, 3rd Floor Richmond, VA 23219	3110	134,295.00	0.00	134,295.00	134,295.00	0.00
	BARRY STRICKLAND, CPA 9410 Atlee Commerce Boulevard Ashland, VA 23005	3410	4,708.90	0.00	4,708.90	4,708.90	0.00
<b>ADMINISTRATIVE TOTAL</b>			<b>139,703.90</b>	<b>26,713.95</b>	<b>165,911.71</b>	<b>139,855.90</b>	<b>26,055.81</b>
00001	Atlas Acquisitions LLC Attn: 294 Union St Hackensack, NJ 07601  Filed: 09/15/13	7100	0.00	11,571.76	11,571.76	1,997.20	9,574.56
00002	Keiter, Stephens, Hurst . .PC PO Box 32066 Henrico, VA 23294  Filed: 09/19/13	7100	0.00	6,528.00	6,528.00	1,126.68	5,401.32

Case: 13-51244  
MARTIN JR., JAMES H.David R. Ruby  
CLAIMS REGISTER  
EXHIBIT C Page 2

Claims Bar Date: 12/12/13 Government Bar Date: 01/30/14

Claim No.	Creditors	UTC	Scheduled	Claimed	Allowed	Paid	Balance
00003	Capital One Bank (USA), N.A. PO Box 71083 Charlotte, NC 28272  Filed: 10/14/13	7100	0.00	662.62	662.62	114.36	548.26
00004	Luck Stone Corporation c/o 12642 Chapel Rd Clifton, VA 20124  Filed: 12/06/13	7100	0.00	105,000.00	105,000.00	18,122.21	86,877.79
00005	John Deere Construction & PO Box 6600 Johnston, IA 50131  Filed: 12/10/13	7100	0.00	65,345.02	65,345.02	11,278.06	54,066.96
00006	Carter Machinery Company, Attn: Donna Ashbrook P.O.Box 3096 Salem, VA 24153  Filed: 12/10/13	7100	0.00	547,256.23	547,256.23	94,452.29	452,803.94
00007	First Community Bank c/o 2211 Pump Rd Richmond, VA 23233  Filed: 12/12/13 Claim Withdrawn 02/09/16	7100	0.00	133,333.33	133,333.33	0.00	133,333.33
00008	First Community Bank c/o 2211 Pump Rd Richmond, VA 23233  Filed: 12/12/13 Claim Withdrawn 02/09/16	7100	0.00	250,000.00	250,000.00	0.00	250,000.00
00009	First Community Bank c/o 2211 Pump Rd Richmond, VA 23233  Filed: 12/12/13	7100	0.00	101,189.58	101,189.58	17,464.56	83,725.02
00010	First Community Bank c/o 2211 Pump Rd Richmond, VA 23233  Filed: 12/12/13	7100	0.00	81,089.65	81,089.65	13,995.46	67,094.19
00011	First Community Bank c/o 2211 Pump Rd Richmond, VA 23233  Filed: 12/12/13	7100	0.00	24,276.52	24,276.52	4,189.94	20,086.58

Case: 13-51244  
MARTIN JR., JAMES H.

David R. Ruby  
CLAIMS REGISTER  
EXHIBIT C Page 3

Claims Bar Date: 12/12/13 Government Bar Date: 01/30/14

Claim No.	Creditors	UTC	Scheduled	Claimed	Allowed	Paid	Balance
00013	Janet B. Martin c/o Kutak 301 East Byrd Street, Suite 800 Richmond, VA 23219	7100	0.00	100,000.00	100,000.00	17,259.24	82,740.76
	Filed: 02/21/14			Claim amended per Order dated 6/23/16 Doc. 136			
00012	Vulcan Construction Vulcan Construction Materials, L.P. c/o Stephen J. Annino, Esq. Rees Broome, PC 1602 Village Market Blvd., S.E. Suite 270 Leesburg, VA 20175	7200	0.00	53,237.42	53,237.42	0.00	53,237.42
	Filed: 01/15/14			Late Filed Claim			
<b>UNSECURED TOTAL</b>			<b>0.00</b>	<b>1,479,490.13</b>	<b>1,479,490.13</b>	<b>180,000.00</b>	<b>1,299,490.13</b>
<hr/>							
<b>REPORT TOTALS</b>			<b>139,703.90</b>	<b>1,506,204.08</b>	<b>1,645,401.84</b>	<b>319,855.90</b>	<b>1,325,545.94</b>

Exhibit D

Case No.: 13-51244-FJS

Case Name: MARTIN JR., JAMES H.

Trustee Name: David R. Ruby

Balance on Hand	\$103,331.29
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Claims of secured creditors will be paid as follows:

NONE

Applications for chapter 7 fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
Trustee, Fees: DAVID R. RUBY, TRUSTEE	\$ 25,161.95	\$ 0.00	\$ 25,161.95
Trustee, Expenses: DAVID R. RUBY, TRUSTEE	\$ 193.86	\$ 0.00	\$ 193.86
Attorney for Trustee, Fees: ThompsonMcMullan	\$ 134,295.00	\$ 134,295.00	\$ 0.00
Accountant for Trustee, Fees: BARRY STRICKLAND, CPA	\$ 4,708.90	\$ 4,708.90	\$ 0.00
Charges: U.S. Bankruptcy Court	\$ 700.00	\$ 0.00	\$ 700.00
Other: Clerk, Chesterfield County Circuit Court	\$ 792.00	\$ 792.00	\$ 0.00
Other: Heritage Title Co. of Virginia, Inc.	\$ 60.00	\$ 60.00	\$ 0.00
Total to be paid for chapter 7 administrative expenses			\$ 26,055.81
Remaining Balance			\$ 77,275.48

Applications for prior chapter fees and administrative expenses have been filed as follows:

NONE

In addition to the expenses of administration listed above as may be allowed by the Court, priority claims totaling \$0.00 must be paid in advance of any dividend to general (unsecured) creditors.

Allowed Priority Claims are:

NONE

The actual distribution to wage claimants included above, if any, will be the proposed payment less applicable withholding taxes (which will be remitted to the appropriate taxing authorities).

Timely claims of general (unsecured) creditors totaling \$1,042,919.38 have been allowed and will be paid pro rata only after all allowed administrative and priority claims have been paid in full. The timely allowed general (unsecured) dividend is anticipated to be 24.7 %, plus interest (if applicable).

Timely allowed general (unsecured) claims are as follows:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
00001	Atlas Acquisitions LLC Attn: Avi Schild	\$ 11,571.76	\$ 1,997.20	\$ 857.39
00002	Keiter, Stephens, Hurst . .PC	\$ 6,528.00	\$ 1,126.68	\$ 483.69
00003	Capital One Bank (USA), N.A.	\$ 662.62	\$ 114.36	\$ 49.10
00004	Luck Stone Corporation c/o Fullerton	\$ 105,000.00	\$ 18,122.21	\$ 7,780.01
00005	John Deere Construction & Forestry	\$ 65,345.02	\$ 11,278.06	\$ 4,841.76
00006	Carter Machinery Company, Inc. c/o	\$ 547,256.23	\$ 94,452.29	\$ 40,549.16
00009	First Community Bank c/o Kimberly A.	\$ 101,189.58	\$ 17,464.56	\$ 7,497.68
00010	First Community Bank c/o Kimberly A.	\$ 81,089.65	\$ 13,995.46	\$ 6,008.37
00011	First Community Bank c/o Kimberly A.	\$ 24,276.52	\$ 4,189.94	\$ 1,798.78
00013	Janet B. Martin c/o Kutak Rock. LLP	\$ 100,000.00	\$ 17,259.24	\$ 7,409.54
Total to be paid to timely general unsecured creditors				\$ 77,275.48
Remaining Balance				\$ 0.00

Tardily filed claims of general (unsecured) creditors totaling \$53,237.42 have been allowed and will be paid pro rata only after all allowed administrative, priority and timely filed general (unsecured) claims have been paid in full. The tardily filed claim dividend is anticipated to be 0.0 %, plus interest (if applicable).

Tardily filed general (unsecured) claims are as follows:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
00012	Vulcan Construction Materials, L.P. c/o	\$ 53,237.42	\$ 0.00	\$ 0.00
Total to be paid to tardy general unsecured creditors				\$ 0.00
Remaining Balance				\$ 0.00

Subordinated unsecured claims for fines, penalties, forfeitures, or damages and claims ordered subordinated by the Court totaling \$0.00 have been allowed and will be paid pro rata only after all allowed administrative, priority and general (unsecured) claims have been paid in full. The dividend for subordinated unsecured claims is anticipated to be 0.0 %, plus interest (if applicable).

Subordinated unsecured claims for fines, penalties, forfeitures or damages and claims ordered subordinated by the Court are as follows:

NONE